

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Jin-Hoi KIM

Examiner: Kimberly MAKAR

Appln. No. : 10/532,580

(National Stage of PCT/KR2003/002339)

I.A. Filed : November 4, 2003

**Confirmation No.: 4797**

For : PORCINE UROPLAKIN II PROMOTER AND THE PRODUCTION  
METHOD OF USEFUL PROTEINS USING SAID PROMOTER

**STATEMENT RELATING TO BIOLOGICAL DEPOSIT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In a telephone call on February 19, 2008, Examiner Makar indicated that Applicants' written assurance relating to the biological deposits referred to in claim 19 (e.g., Accession Nos. KCTC 10352BP) would be required, in accordance with 37 C.F.R. §§ 1.805-1.807.

In response, Applicants hereby state that 1) all restrictions on the availability to the public of the deposited material will be irrevocably removed upon the grant of the patent, and 2) the viability of the deposited material will be maintained, both for the duration of the patent term, or for a period of twenty years, in accordance with 37 C.F.R. §§ 1.805-1.807. Applicants note that the removal of restrictions on availability of the deposited material is subject to the conditions recited in 37 C.F.R. § 1.808(b), i.e., that the deposited material shall be furnished only if a request for a sample, during the term of the patent: (1) is in writing or other tangible form and dated; (2) contains the name and address of the requesting party and the accession number of the deposit; and (3) is communicated in

writing by the depository to the depositor along with the date on which the sample was furnished and the name and address of the party to whom the sample was furnished.

To the extent that any further assurances are required, Applicants hereby state that the deposit of biological material is in accordance with 37 C.F.R. §§ 1.801-1.809.

If there are any comments or questions, the undersigned may be contacted at the below-listed telephone number.

Respectfully submitted,  
Jin-Hoi KIM

  
Bruce H. Bernstein  
Reg. No. 29,027

42,920

March 28, 2008  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191